ESTTA Tracking number:

ESTTA395839 03/02/2011

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding | 92053446 |
|---------------------------|---|
| Party | Plaintiff AS IP Holdings, Inc. |
| Correspondence Address | JENNIFER S SICKLER GARDERE WYNNE SEWELL LLP 1000 LOUISIANA, SUITE 3400 HOUSTON, TX 77002-5007 UNITED STATES |
| Submission | Stipulated/Consent Motion to Extend |
| Filer's Name | Jennifer S. Sickler |
| Filer's e-mail | jsickler@gardere.com |
| Signature | /Jennifer S. Sickler/ |
| Date | 03/02/2011 |
| Attachments | New_Ashley_Consent_Motion_for_Extension_of_Time.pdf (2 pages)(15395 bytes) |

Attorney Docket No.: 135033-9002

UNITED STATES PATENT AND TRADEMARK OFFICE TRADEMARK TRIAL AND APPEAL BOARD

AS IP Holdings, Inc.,

Petitioner,

S

Cancellation No. 92053446

V.

In the matter of:
U.S. Reg. No. 3,871,419
for ASHLEY! BY ASHLEY STEWART

U.S. Vision, Inc.,

Registrant.

CONSENT MOTION TO EXTEND DEFENDANT'S DEADLINE TO RESPOND TO MOTION TO DISMISS

Petitioner AS IP Holdings, Inc. ("AS IP") and Respondent U.S. Vision, Inc. ("U.S. Vision") have agreed to extend the time for AS IP to respond to U.S. Vision's Motion to Dismiss, or in the Alterative, Motion for Summary Judgment ("Motion") to Monday, March 21, 2011.

This request for an extension of the response deadline is not made for purposes of delay, but because Petitioner needs time to investigate the allegations in Respondent's Motion in order to prepare a response. This extension is also intended to conserve the resources of the Trademark Trial and Appeal Board. The parties respectfully request that the extension requested in this Consent Motion be granted.

Dated: March 2, 2011 Respectfully submitted,

By: ___/Jennifer S. Sickler/___

Jennifer S. Sickler Reg. No. 36,500

GARDERE WYNNE SEWELL LLP

1000 Louisiana, Suite 3400 Houston, Texas 77002-5007 Attorney Docket No.: 135033-9002

713.276.5382 (Telephone) 713.276.6382 (Fax)

ATTORNEYS FOR PETITIONER AS IP HOLDINGS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Motion to extend Petitioner's deadline to respond to the motion to dismiss was served by first class mail, postage pre-paid on March 2, 2011, upon Registrant's attorney of record, at the correspondence address of record:

Ms. Sherry H. Flax Saul Ewing, LLP 500 E. Pratt St. Baltimore, MD 21202-3133

/Jennifer S. Sickler/
Jennifer S. Sickler

CERTIFICATE OF CONFERENCE

I hereby certify that on March 1, 2011, I discussed this request for extension of time to respond to Respondent's Motion to Dismiss with Sherry H. Flax by email correspondence. Ms. Flax consented to an extension of time until March 21, 2011.

_____/Jennifer S. Sickler/ Jennifer S. Sickler

HOUSTON 1106073v.1